

JAN 29 2007 23:27

KENYON & KENYON

P.02



[01918/41]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Eric AUBERTIN et al.
Serial No. : 09/929,223
Filed : August 13, 2001
For : APPARATUS AND METHOD FOR ONLINE FUNDRAISING
Art Unit : 3629
Examiner : Tan D. NGUYEN

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION UNDER 37 C.F.R. § 1.131

S I R:

We, Eric Aubertin and Eric Vaillancourt, declare and state as follows:

1. We are the named inventors of the above-captioned application.
2. We conceived of the subject matter described and claimed in the above-captioned application prior to March 24, 2000.
3. Attached hereto as Exhibit 1 is a copy of a promotional flyer that was generated by the assignee of the present application, eFundraising.com Corporation, Inc. and submitted to prospective customers prior to March 24, 2000. The promotional flyer describes the online fundraising that was offered by eFundraising.com Corporation, Inc., and includes a screenshot of a sample online donation page.
4. The invention supporting the online fundraising activities outlined in the promotional flyer of Exhibit 1 and as claimed in the above-captioned application were reduced to practice prior to March 24, 2000.
5. Attached hereto as Exhibit 2 is a copy of invoice from Beloin Graphique Inc., dated October 6, 1999 for printing of the flyer of Exhibit 1.

5. Attached hereto as Exhibit 3 is a copy of an invoice from The Northeast Group, dated December 30, 1999, for processing, handling and mailing of the flyers of Exhibit 1. The second page indicates a mailing date of December 30, 1999.

6. Attached hereto as Exhibit 4 is a copy of an invoice from Diesel, dated October 13, 1999 for the design of the flyer of Exhibit 1.

7. Attached hereto as Exhibit 5 is a copy of invoices from Fracture, dated June 28, 1999 and January 15, 2000, for services relating to consultations for the online marketing and operation of the web site as illustrated in Exhibit 1.

8. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further the attest statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,

Dated: FEBRUARY 2, 2007


Eric Aubertin

Dated: 02-02-07


Eric Vaillancourt

01/16/2007 14:31 4504472055

BELOIN GRAPHIQUE INC

PAGE 03

BELOIN
graphique
imprimés
administratifs
publicitaires

2785, rue Pierre-de-Francis
Carignan (Québec) J3L 4A7

Tél: (450) 447-0946
Tél / Fax: (450) 447-7055

FACTURE

FACTURE ADRESSÉE À:

MARCHANDISE LIVRÉE À:

NUMÉRO	2638
DATE	09/10/06
PAGE	1 de 1

GROUPE UNIVERSEL
53, RUE DUKE BUREAU 50
MONTREAL, QUÉBEC
H3C 2L8

GROUPE UNIVERSEL
53, RUE DUKE BUREAU 50
MONTREAL, QUÉBEC
H3C 2L8

ARTICLE	QUANTITÉ	DESCRIPTION	UNITÉ	PRIX UNITAIRE	PRIX TOTAL
46 875	50000	<p>Submission #</p> <p>Dépliants "efundraising"</p> <p>3 D</p> <p>0,268</p> <p>13 312,60</p> <p>Livraison: 45000 le 7 octobre North & Printing 4275 le 6 octobre Universel 200 le 1 octobre Universel</p> <p>Votre P.O.: 251 N/D: 108</p> <p>3 - TPS @ 7,0% D - TVQ @ 7,5%</p>			
<p>PAYÉ #117 2-1-00</p>					<p>931,00 1 068,35</p>
<p>TOTAL À PAYER</p>					15 313,10

Facture

Je crois
depl.

91 9 9 9 9

D'INSCRIPTION À LA T.P.S.: 1018138316
D'INSCRIPTION À LA T.V.Q.: 140843806

Veuillez libeller votre chèque à l'ordre de BELOIN graphique inc.
inment dû dans les 30 jours suivant la date de la livraison de la marchandise.

Fulfillment/Distribution

Fed Ex/UPS/USPS
 Freight-LTL/FTL
 Warehousing
 Pick & Pack
 Freight Forwarding

Mailing

List Management
 Personalized Laser Printing
 Labeling, Inserting, Tabbings
 Ink Jet Addressing
 Bar Coding

Commercial Printing

Single to Full Color Printing
 Full Service Bindery
 Quick Printing/Copies

Pre-Press

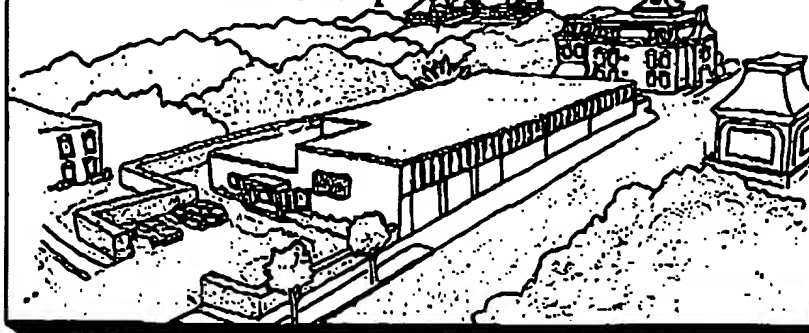
Mac & IBM Platforms
 High Resolution Output

Special Projects

Strictly Business Magazine

Consulting

Direct Marketing Campaigns
 Warehouse/Distribution

The Northeast Group

11 Macdonough Street
 Plattsburgh, New York 12901
 e-mail: office@nepcomail.com

Phone: (518) 563-8214
 Fax: (518) 563-3320
 web: www.nepcomail.com

TO: Eric Boyko

FROM: Ceil

SUBJECT: Postage + Charges

DATE: 12/30 PAGES TO FOLLOW: 1

Postage for 70,000 - DMO100H

12,655.10

Processing @ \$33/m 2310.00

\$14,965.10

Please do
 transfer ASAP!

Call Sue if you have any
 questions.
 Happy New Year!
 Ceil

DEC-30-1999 14:51

NORTHEAST PRINTING

UNITED STATES POSTAL SERVICE

518 563 3520 P. 02/02

POST OFFICE NO. MAIL ARRIVAL TIME

Postage Statement — Regular Standard Mail
Permit Imprint

Mailer Information	Permit Holder's Name and Address Northeast Printing & Distribution 11 Macdonough St Plattsburgh NY 12901-3041 CAPS Customer Ref. ID _____ Dun & Bradstreet No. _____	Telephone (518)-563-8214	Name and Address of Mailing Agent (if other than permit holder) Northeast Printing & Distribution 11 Macdonough St Plattsburgh NY 12901-3041 Dun & Bradstreet No. _____	Telephone (518)-563-8214	Name and Address of Organization for Which Mailing is Prepared (if other than permit holder) Universal Fund Raising Group 1320 Route 9 Champlain NY 12919 Dun & Bradstreet No. _____
	Post Office of Mailing Plattsburgh NY 12901	Mailing Date 12/30/99	Federal Agency Code SCRATC71970562	Statement Sequence No.	Receipt No.
	Permit No. 148	Weight of a Single Piece 0.0250 pounds	Total Places 70,001	Total Weight 1,750.025	
	Prepared Under DMM (Check all that apply) <input type="checkbox"/> M610 (Letters, flats, parcels) <input checked="" type="checkbox"/> M610 (Upgradable letters) <input type="checkbox"/> M620 (ECR) <input checked="" type="checkbox"/> M810 (Automation letters) <input type="checkbox"/> M820 (Auto. flats)	Processing Category (DMM Code) <input checked="" type="checkbox"/> Letters <input type="checkbox"/> Flats <input type="checkbox"/> Automation Flats (DMM C620) <input type="checkbox"/> Machineable Parcels <input type="checkbox"/> Irregular Parcels	Number of Containers (Fill in all that apply) 1' MM Trays 203 2' MM Trays 7 2' ERM Trays _____ Total Ltr. Trays 210 Flat Trays N/A Number of Sacks _____ Number of Pallets _____ Number of Other _____		
If Sacking, Based on <input type="checkbox"/> 125 Pcs. <input type="checkbox"/> 15 Lbs. <input type="checkbox"/> Both					
Postage Computation (DMM P013)	For Automation Letters and Flats		Total From Part A (On reverse)		12,042.926
	For Presorted Letters and Nonletters		Total From Part B (On reverse)		612.175
	For Enhanced Carrier Route (ECR) Pieces	Sequencing Date	Total From Part C (On reverse)		
	For All Other Places		Total From Part D (On reverse)		
	For Residual Shape Surcharge		No. of Pieces	Fee per Pc. x \$.10	
Postmaster: Report total postage in AIC 130.					Total Postage Due (Add lines above) → 12,655.10
USPS: Additional Postage Payment (State reason: Add amount to line above)					\$ →
Certification	<p>The signature of a mailer certifies that it will be liable for and agrees to pay, subject to appeals prescribed by postal laws and regulations, any revenue deficiencies assessed on this mailing. (If this form is signed by an agent, the agent certifies that it is authorized to sign this statement, that the certification binds the agent and the mailer, and that both the mailer and the agent will be liable for and agree to pay any deficiencies.)</p> <p>The submission of a false, fictitious, or fraudulent statement may result in imprisonment of up to 5 years and a fine of up to \$10,000 (18 USC 1001). In addition, a civil penalty of up to \$5,000 and an additional assessment of twice the amount falsely claimed may be imposed (\$1 USC 3802).</p> <p><input type="checkbox"/> For Enclosed Reply Pieces (Automation rates only): I certify that any letter-size cards or envelopes enclosed in the places described above bear the correct facing identification mark (FIM) and barcode and meet automation compatibility standards in DMM C610.</p> <p><input type="checkbox"/> For ZIP Codes (Presorted rates only): I certify that the ZIP Codes appearing on the places described above have been verified and corrected where necessary within 12 months of the date of this mailing using a USPS-approved method.</p> <p>I hereby certify that all information furnished on this form is accurate and truthful, that this mailing meets all applicable CASS/MASS standards for address and barcode accuracy, that the material presented qualifies for the rates of postage claimed, and that this mailing does not contain any hazardous materials prohibited by postal regulations.</p>				
	Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiency incurred.)				Telephone (518)-563-8214
	<p>Weight of a Single Piece: 0 pounds</p> <p>Are figures at left adjusted from mailer's entries? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>If "Yes," Reason: _____</p> <p>Total Places: _____ Total Weight: _____</p> <p>Total Postage: _____</p> <p>Check One (if applicable) <input type="checkbox"/> Presort Verification Not Scheduled <input type="checkbox"/> Presort Verification Performed as Scheduled</p> <p>Date Mailer Notified: _____ Contact: _____ By (Initials): _____</p> <p>I CERTIFY that this mailing has been inspected concerning: (1) eligibility for postage rate claimed; (2) proper preparation (and presort where required); (3) proper completion of postage statement; and (4) payment of required annual fee.</p> <p>Verifying Employee's Signature: _____ Verifying Employee's Name: _____ Time: _____ AM PM</p>				
Round Stamp (Required)					

Fulfillment/Distribution

Fed Ex/UPS/USPS
Freight-LTL/FTL
Warehousing
Pick & Pack
Freight Forwarding

Mailing

List Management
Personalized Laser Printing
Labeling, Inserting, Tabbing
Ink Jet Addressing
Bar Coding

Commercial Printing

Single to Full Color Printing
Full Service Bindery
Quick Printing/Copies

Pre-Press

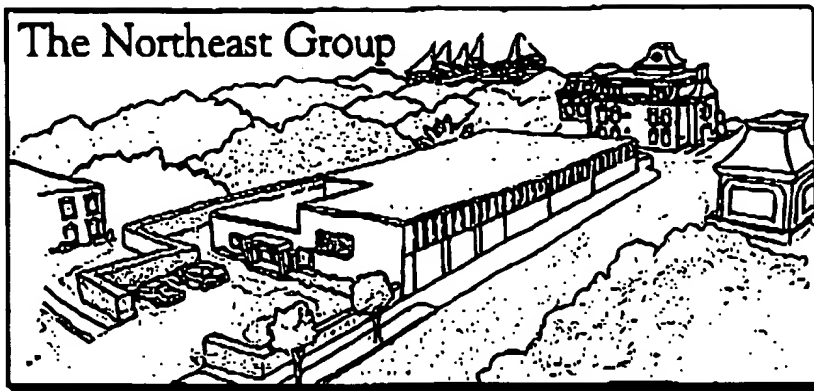
Mac & IBM Platforms
High Resolution Output

Special Projects

Strictly Business Magazine

Consulting

Direct Marketing Campaigns
Warehouse/Distribution

The Northeast Group

11 Macdonough Street
Plattsburgh, New York 12901
e-mail: office@nepcomail.com

Phone: (518) 563-8214

Fax: (518) 563-3320

web: www.nepcomail.com

TO: Eric B.

FROM: Ceil

SUBJECT: _____

DATE: 12/29 PAGES TO FOLLOW: 8

Eric —

Outstanding invoices.

Thanks —
Ceil

Suzie

Uifn 1 re ven

83

DEL-28-1999 15:47

NORTHEAST PRINTING

518 563 3320 P.02/07

The Northeast Group Inc.
11 Macdonough Street
Plattsburgh, NY 12901-3030
(518) 563-8214 Fax (518) 563-3320

INVOICE # 9910157
DATE 10/20/99

SOLD TO
UNIVERSAL FUND RAISING GROUP
ERIC BOYKO
1320 ROUTE 9
CHAMPLAIN NY 12919

SHIP TO
UNIVERSAL FUND RAISING GROUP
ERIC BOYKO
1320 ROUTE 9
CHAMPLAIN NY 12919

PO # SHIP VIA TERMS FOB CHG/CASH
NET 10 DAYS CHG

DESCRIPTION		
MAIL PROCESSING	ONLINE FUNDRAISING	
44,534 DATA PROCESSING @ \$9.00/1000		400.81
44,534 TAB & INKJET @ \$24.00/1000		1,068.82

SUBTOTAL 0.00
TAXABLE 1,469.63
TAX 0.00
TOTAL 1,469.63

TERMS: PAYMENTS ARE DUE NET 10 DAYS. ALL PAST DUE ACCOUNTS
WILL BE CHARGED 2% PER MONTH DUE ON THE UNPAID BALANCE.
MINIMUM PAST DUE SERVICE CHARGE WILL BE \$1.00. HOWEVER,
IN NO EVENT WILL THE LATE CHARGE EXCEED ANY LEGAL LIMITS.

Mailing

Fundraising C
83

DEC-28-1999 16:48

NORTHEAST PRINTING

518 563 3320 P.05/09

The Northeast Group Inc.

11 Macdonough Street

Plattsburgh, NY 12901-3030

(518) 563-8214 Fax (518) 563-3320

INVOICE #

9910096

DATE

10/13/99

SOLD TO

UNIVERSAL FUND RAISING GROUP

ERIC BOYKO

1320 ROUTE 9

CHAMPLAIN NY 12919

SHIP TO

UNIVERSAL FUND RAISING GROUP

ERIC BOYKO

1320 ROUTE 9

CHAMPLAIN NY 12919

PO #

SHIP VIA

TERMS

FOB

CHG/CASH

NET 10 DAYS

CHG

DESCRIPTION

SHIPMENT OF SAFE, FAST & EASY ONLINE

FUNDRAISING FLYERS @ \$100.00

100.00

SUBTOTAL

0.00

TAXABLE

100.00

TAX

0.00

TOTAL

100.00

TERMS: PAYMENTS ARE DUE NET 10 DAYS. ALL PAST DUE ACCOUNTS
WILL BE CHARGED 2% PER MONTH DUE ON THE UNPAID BALANCE.
MINIMUM PAST DUE SERVICE CHARGE WILL BE \$1.00. HOWEVER,
IN NO EVENT WILL THE LATE CHARGE EXCEED ANY LEGAL LIMITS.

DIESEL

FACTURE**NO.** 4893**Efundraising**

53 Duke Street, suite 50
Montréal (Québec)
H3C 2L8

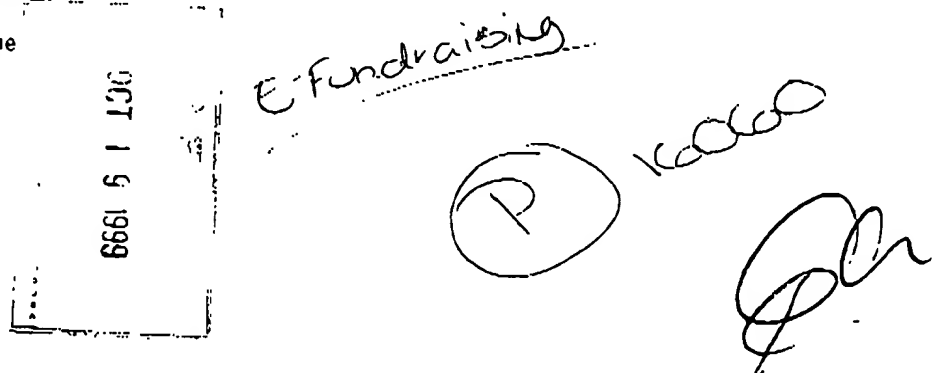
DATE 10/13/99**NO. CLIENT** 1097**NO. MANDAT** 2362**NO SOUM.** 2044**P.O.** Monsieur Éric Aubertin**MANDAT** Flyer et formulaire e-mail**RESPONSABLE** FIGUEREDO, Jacinthe

DESCRIPTION	ÉQUIPE Diesel Design
Première tranche à l'approbation de la soumission	2,000.00 \$
Élaboration d'un flyer et d'un formulaire e-mail. Remise d'un fichier électronique final (prêt-à-photographier).	
Élaboration d'un guide. Remise d'un template (cover et spread intérieur).	

HONORAIRES

Honoraires pour flyers
Honoraires pour formulaire e-mails
Honoraires pour guide.

Direction-artistique
Direction-conseil

**FRAIS ADMINISTRATIFS**

Toutes les dépenses externes vous seront refacturées (illustrations, scans, messagers, etc.)
Les sorties couleurs seront facturées à 40,00 \$ chacune.

Les textes seront fournis par le client par version électronique.

TPS # : R134368562

TVQ # : 1014149836

TERMES DE PAIEMENT

☒ 30 Jours ☐ 10 Jours ☐ Sur réception

UNE PENALITE DE 2% PAR MOIS (24% PAR ANNEE)

S'APPLIQUERA SUR TOUT SOLDE IMPAYE À 30 JOURS.

SOUS-TOTAL	2,000.00 \$
TPS	140.00 \$
TVQ	160.50 \$
TOTAL	2,300.50 \$

DIESEL

FACTURE

NO. 4894

Efundraising

53 Duke Street, suite 50
Montréal (Québec)
H3C 2L8

DATE 10/13/99

NO. CLIENT 1097

NO. MANDAT 2362

NO SOUM. 2044

P.O. Monsieur Éric Aubertin

MANDAT Flyer et formulaire e-mail

RESPONSABLE FIGUEREDO, Jacinthe

DESCRIPTION	ÉQUIPE Diesel Design
-------------	----------------------

Facturation finale à la remise du prêt-à-photographier final	2,000.00 \$
--	-------------

Élaboration d'un flyer et d'un formulaire e-mail. Remise d'un fichier électronique final (prêt-à-photographier).

Élaboration d'un guide. Remise d'un template (cover et spread intérieur).

HONORAIRES

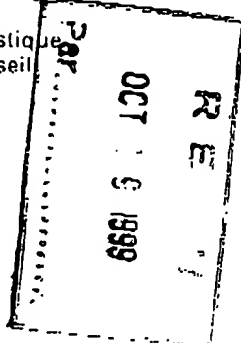
Honoraires pour flyers

Honoraires pour formulaire e-mails

Honoraires pour guide

Direction artistique

Direction conseil



E-fundraising



1600.00

FRAIS ADMINISTRATIFS

Toutes les dépenses extérieures vous seront refacturées (illustrations, scans, messagers, etc.)
Les sorties couleurs seront facturées à 40,00 \$ chacune.

Les textes seront fournis par le client par version électronique.

TPS #: R134368562

TVQ #: 1014149836

TERMES DE PAIEMENT
☒ 30 Jours
 ☐ 10 Jours
 ☐ Sur réception

UNE PENALITE DE 2% PAR MOIS (24% PAR ANNEE)

S'APPLIQUERA SUR TOUT SOLDE IMPAYE À 30 JOURS.

SOUS-TOTAL	2,000.00 \$
TPS	140.00 \$
TVQ	160.50 \$
TOTAL	2,300.50 \$

FACTURE

Facturé à
 Universal Fundraising Group
 53, Duke Street,
 Suite 50
 Montréal (Québec)
 H3C 2L8

Do
 FokusGroup inc.
 125, Place Jacques-Cartier, bureau 100
 Montréal (Québec)
 H2Y 3R1

No. de facture	Conditions	Échéance	DATE	Bon. de Commande
1153	45 jours	8/13/99	6/28/99	
ITEM	DESCRIPTION	MONTANT		
Fokus-3	Consultation marketing sur Internet Activités pour le site www.efundraising.com Facturation finale du mandat initial (50 %) GST Registration Number: 14205 0160 <div style="text-align: center; font-size: 2em; font-family: cursive;"> E-Fundraising (P) </div>	3,420.00T		
		TPS	239.40	
		TVQ	274.46	
		TOTAL	\$3,933.86	



Facturé à
Universal Fundraising Group 53, Duke Street, Suite 50 Montréal (Québec) H3C 2L8

De
FokusGroup inc. 425, Place Jacques-Cartier, bureau 100 Montréal (Québec) H2Y 3B1

No. de facture	Conditions	Échéance	DATE	Bon de Commande
1197	30 jours	2/14/00	1/15/00	

ITEM	DESCRIPTION	MONTANT						
Fokus-3	<p>Consultation marketing sur Internet Activités liés à www.efundraising.com réalisées par Stéphanie Bourgeois (80\$/heure) Participation de Sébastien Demers (100\$/heure) Pour les mois de Novembre, Décembre 1999, jusqu'au 15 janvier 2000</p> <p>GST Registration Number: 14205 0160</p> <p><i>Thierry Bar</i></p> <p><i>[Signature]</i></p> <p><i>160000 EFund.</i></p>	9,200.00T						
		<table><tr><td>TPS</td><td>644.00</td></tr><tr><td>TVQ</td><td>738.30</td></tr><tr><td>TOTAL</td><td>\$10,582.30</td></tr></table>	TPS	644.00	TVQ	738.30	TOTAL	\$10,582.30
TPS	644.00							
TVQ	738.30							
TOTAL	\$10,582.30							

Marketing